	Case 5:08-cv-00910-RMW	Document 7	Filed 04/02/2008	Page 1 of 1	
1	CONSUMER LAW CENTER, INC. 12 South First Street, Suite 1014 San Jose, California 95113-2418 Telephone Number: (408) 294-6100 Facsimile Number: (408) 294-6190 Email Address: fred.schwinn@sjconsumerlaw.com				
2					
3					
4					
5	Attorney for Plaintiff BETTY JEAN NAPIER				
6					
7	***			ND#	
8	IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA				
9		SAN JUSI	E DIVISION		
10	BETTY JEAN NAPIER,		Case No. C08-0	0910-RS	
11		Plaintiff,	REQUEST FOI	R ENTRY OF	
12	V.		DEFAULT AGA	AINST DEFENDANT, ALLEN HOWARD	
13	TITAN MANAGEMENT SI a Georgia limited liability co		T REPERIOR 1		
14	FREDERICK ALLEN HOW individually and in his offici	ARD,			
15	maryidaaniy and in ins ourier	Defendants.			
16			4		
17	TO: CLERK OF THE DISTR				
18		<u> </u>		ERICK ALLEN HOWARD,	
19	on the ground that said party has failed to plead or otherwise defend this action within the time				
20	prescribed by the Federal Rules of Civil Procedure. Specific facts supporting the entry of defaul				
21	are set forth in the accompanying declaration of counsel.				
22					
23			CONSUMER LA	AW CENTER, INC.	
24	Dated: April 2, 2008		By: <u>/s/ Fred W. S</u> Fred W. S	Schwinn Schwinn, Esq.	
25			Attorney	for Plaintiff EAN NAPIER	
26			DLIII J	ZARATA ILAN	
27					
28					

¢	ase 5:08-cv-00910-RMW	Document 7-2	Filed 04/02/2008	Page 1 of 2
1 2 3 4 5 6 7 8 9		R, INC. 014 2418 94-6100 4-6190 n@sjconsumerlaw.c HE UNITED STA E NORTHERN DI	OM TES DISTRICT COU ISTRICT OF CALIFO C DIVISION	
10	BETTY JEAN NAPIER,		Case No. C08-00	910-RS
11		Plaintiff,	Cuse 110. C00 00)10 NS
12	V.	T will,		N OF COUNSEL IN ENTRY OF DEFAULT
13	TITAN MANAGEMENT S	SERVICES, LLC,	AGAINST DEFENDANT, FREDERICK ALLEN HOWARD [Fed. R. Civ. P. 55(a)]	ENDANT,
14	a Georgia limited liability of FREDERICK ALLEN HO	company, and WARD,		5(a)]
15	individually and in his offic	•		
16	-	Defendants.	l	
17	FRED W. SCHWINN, hereby declares under penalty of perjury, pursuant to 28 U.S.C. §			
18	1746, that the following statements are true and correct:			
19	1. I am an attorney and counselor at law, duly admitted to practice before this			
20	Court, and the counsel of record for Plaintiff. In my capacity as the counsel of record for Plaintiff			
21	I have personal knowledge of the matters stated in this declaration.			
22	2. I hereb	by make application	to the Clerk of this Co	urt for entry of default as to
23	Defendant, FREDERICK ALLEN HOWARD, pursuant to Rule 55(a), Federal Rules of Civi			
24	Procedure, and in support of this application do show that:			
25	a.	Defendant was su	bstitute served, throug	gh his wife, with copies of
26		Plaintiff's Summo	ons and Complaint as	provided by Rule 4(c)(1),
27		Federal Rules of C	Civil Procedure;	
28	b.	-	information and bel 1 -	ief, Defendant, being an
	DECLARATION OF COUNSEL	<u> </u>	1 -	Case No. C08-00910-RS

(ase 5:08-cv-00910-RMW	Document 7-2	Filed 04/02/2008	Page 2 of 2	
1		individual with his	principal place of bus	iness in Duluth, Georgia, is	
2		neither an infant no	neither an infant nor an incompetent person requiring special service		
3		in accordance with	in accordance with Rule 4(g), Federal Rules of Civil Procedure, and		
4		is not serving with	the armed forces of the	he United States entitled to	
5		the protection of 5	0 U.S.C. App. Section	520;	
6	c.	Defendant has neit	her answered nor other	wise responded formally to	
7		the Plaintiffs's Su	mmons and Complain	t, and the time to do so, as	
8		provided in Rule	12(a), Federal Rules	s of Civil Procedure, has	
9		expired;			
10	d.	Copies of this De	claration and the Req	uest for Entry of Default,	
11		seeking entry of d	efault, which are bein	g filed herewith, have this	
12		date been served u	pon Defendant by reg	ular mail, postage prepaid.	
13	Executed on April 2,	2008, at San Jose, G	California.		
14			/s/ Fred W. Schwi Fred W. Sch	nn	
15			Attorney f	or Plaintiff	
16			BEITY JE	EAN NAPIER	
17					
18					
19					
20					
21					
22					
23					
24					
25					
26					
27					
28					
		-:	2 -	G N G00 00010 PG	

þ	ase 5:08-cv-00910-RMW	Document 7-3	Filed 04/02/2008	Page 1 of 1	
1					
2					
3					
4					
5					
6					
7					
8 9	IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION				
10	DETTY IE ANI MADIED		Case No. C08-00	010 DC	
11	BETTY JEAN NAPIER,	Plaintiff,	Case No. C08-00	910- KS	
12	v.	r iamum,		FAULT AGAINST FREDERICK ALLEN	
13	TITAN MANAGEMENT S	SERVICES, LLC.	HOWARD		
14	a Georgia limited liability of FREDERICK ALLEN HO	company, and			
15	individually and in his offic				
16		Defendants.	J		
17	It appears from the re	ecord that the follow	ving defendant failed to	plead or otherwise	
18	defend in this case as required by law.				
19	Name				
20	FREDERICK ALLEN HOWARD				
21					
22	Therefore, default is	entered against the o	defendant as authorized	d by Fed R. Civ. P. 55(a).	
23					
24			Clerk of the Court		
25			D.		
26	Date		By: Deputy Clerk		
27					
28					
	ENTRY OF DEFAULT			Case No. C08-00910-RS	

d	ase 5:08-cv-00910-RMW	Document 7-4	Filed 04/02/2008	Page 2 of 2
1	addressed as follows:			
2	DEFENDANT:		DEFENDANT:	
3	Frederick Allen Howard Titan Management Services 2160 Satellite Boulevard, S	s, LLC	Frederick Allen Howa 10665 Nellie Brook C	Court C
4	2160 Satellite Boulevard, S Duluth, GA 30097-4074	uite 350	Duluth, GA 30097-19	901
5				
6	I declare under pena	lty of perjury that	t the foregoing is true	and correct and that this
7	declaration was executed at S	San Jose, California	a on April 2, 2008.	
8			/s/ Fred W. Schwin	nn
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				
26				
27				
28				
	CERTIFICATE OF SERVICE BY		-2-	Case No. C08-00910-RS